

Article - Public Safety

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§3–212. IN EFFECT

(a) Subject to the hearing provisions of subsection (b) of this section, the Commission may suspend or revoke the certification of a police officer if the police officer:

(1) violates or fails to meet the Commission's standards; or

(2) knowingly fails to report suspected child abuse in violation of § 5–704 of the Family Law Article.

(b) (1) Except as otherwise provided in Title 10, Subtitle 2 of the State Government Article, before the Commission takes any final action under subsection (a) of this section, the Commission shall give the individual against whom the action is contemplated an opportunity for a hearing before the Commission.

(2) The Commission shall give notice and hold the hearing in accordance with Title 10, Subtitle 2 of the State Government Article.

(c) A police officer aggrieved by the findings and order of the Commission may take an appeal as allowed in §§ 10–222 and 10–223 of the State Government Article.

§3–212. ** TAKES EFFECT JULY 1, 2022 PER CHAPTER 59 OF 2021 **

(a) (1) Subject to the hearing provisions of subsection (b) of this section, the Commission may suspend or revoke the certification of a police officer if the police officer:

(i) violates or fails to meet the Commission's standards;

(ii) violates the Maryland Use of Force Statute under § 3–524 of this title; or

(iii) knowingly fails to report suspected child abuse in violation of § 5–704 of the Family Law Article.

(2) The Commission shall revoke the certification of a police officer who was:

- (i) convicted of a felony;
 - (ii) convicted of perjury or another misdemeanor relating to truthfulness and veracity; or
 - (iii) previously fired or resigned while being investigated for serious misconduct or use of excessive force.
- (b) (1) Except as otherwise provided in Title 10, Subtitle 2 of the State Government Article, before the Commission takes any final action under subsection (a)(1) of this section, the Commission shall give the individual against whom the action is contemplated an opportunity for a hearing before the Commission.
- (2) The Commission shall give notice and hold the hearing in accordance with Title 10, Subtitle 2 of the State Government Article.
- (c) A police officer aggrieved by the findings and order of the Commission may take an appeal as allowed in §§ 10–222 and 10–223 of the State Government Article.
- (d) The Commission shall create a statewide database to track police officer decertifications due to improper use of force.

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